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**AMENDMENT TRANSMITTAL LETTER (Small Entity)**

In re Application of:  
**Don Wiley SMITH et al.**

Docket No.: **22601-P002C1**  
RPB REF: **MARTIN-0002**

Serial Number: **10/808,156**

Art Unit: **3642**

Filing Date: **March 24, 2004**

Examiner: **Jeffery L. Gellner**

Title: **METHODS AND MIXTURES FOR TREATING DISTRESSED TREES**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**

Transmitted herewith is a communication/amendment in the above-captioned application. Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a statement previously submitted or is hereby declared. The claim fee is calculated as follows:

CLAIMS	CLAIMS REMAINING	HIGHEST PAID FOR	NUMBER EXTRA	PTO RATE	ADDITIONAL FEE DUE
TOTAL	34	34	0.00	25.00	0.00
INDEPENDENT	12	12	0.00	100.00	0.00
Multiple Dependent Claim Fee			0.00	145.00	0.00
TOTAL FEE DUE (CHECK ENCLOSED)					0.00

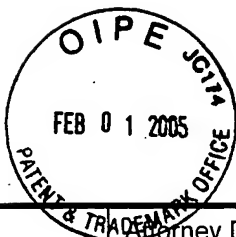
The Commissioner is hereby authorized to charge any additional fees associated with this communication, including patent application filing fees and processing fees under 37 C.F.R. § 1.16 and 1.17, or credit any overpayment to **Deposit Account No. 50-1393**

Respectfully submitted,

Date: **February 1, 2005**

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<b>AMENDMENT UNDER 37 C.F.R. §1.112</b>	Attorney Docket Number	22601-P002C1
	First Named Inventor	Don Wiley SMITH et al.
	Application Number	10/808,156
	Filing Date	March 24, 2004
	Group Art Unit	3642
	Examiner Name	Jeffery L. Gellner
	RPB Reference Number	MARTIN-0002
for: METHODS AND MIXTURES FOR TREATING DISTRESSED TREES		

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 1, 2004, please amend the above-captioned application as follows.

IN THE CLAIMS:

Please amend claim(s) 1-10 and 17-22 and 26-34 as follows.